

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

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U.S. DISTRICT COURT
SAN JUAN, P.R.

JUANA HERRERA, et al.,

Plaintiffs,

v.

CIVIL NO. 98-1926 (RLA)

PEDRO TOLEDO DAVILA, et al.,

Defendants.

NINTH OMNIBUS ORDER

The following matters pending in this action are hereby
disposed of as follows.

Counsel's Vacation

The Informative Motion [advising vacation from July 15-31,
2000] filed by JUDITH BERKAN, ESQ. on June 16 (docket No. **155**) is
NOTED.

Motion to Compel Production of Complete Necropsy File

It appearing that the documents are issue are not within the
custody or possession of the plaintiffs and it further appearing
that the plaintiffs will not rely on those documents in the
presentation of their case,¹ the Motion to Compel Discovery, filed
by codefendants ROBERT GARCIA-PEREZ, ORLANDO ORTIZ and EDUARDO
MARTINEZ-COLON on June 8, 2000 (docket No. **152**) is **DENIED.**

¹ See Opposition to Motion to Compel Discovery, filed on June
8, 2000 (docket No. **156**).

CIVIL NO. 98-1926 (RLA)

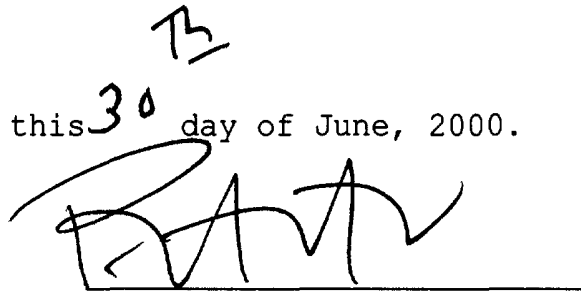
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Our previous ruling on this matter² conditioned the production of the additional documents from decedents' necropsy file to plaintiffs' success in securing a copy thereof. Our order, however, should not be construed as an obligation on plaintiffs' part to obtain these documents particularly since these are official records equally available to all parties to this action.

The parties are reminded that the deadline for taking the depositions of all liability experts, including of DR. IRA MEHLMAN, is **July 31, 2000**.³

IT IS SO ORDERED.

In San Juan, Puerto Rico, this ³⁰ day of June, 2000.



RAYMOND L. ACOSTA
United States District Judge

² See Seventh Omnibus Order, filed on April 13, 2000 (docket No. 149).

³ See Minutes of Further Status Conference Held on January 20, 2000 (docket No. 132).